



1646  
# 8

Atty. Dkt. No. 018733-1059

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Susanna M. RYBAK et al.  
Title: IMMUNOCONJUGATES OF  
TOXINS, DIRECTED AGAINST  
MALIGNANT CELLS  
Appl. No.: 09/961,400  
Filing Date: 09/25/2001  
Examiner: Unknown  
Art Unit: 1646

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**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date Aug. 12, 2002

By Stephen B. Maebius

FOLEY & LARDNER  
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5569

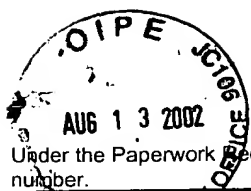
Facsimile: (202) 672-5399

Stephen B. Maebius  
Attorney for Applicant  
Registration No. 35,264

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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> Date Submitted: August 13, 2002 (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/961,400
Sheet	1	of	2	Filing Date	09/25/2001
				First Named Inventor	Susanna M. RYBAK
				Group Art Unit	1646
				Examiner Name	Unkown
				Attorney Docket Number	018733-1059

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**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	4,414,148		Franz K. JANSEN et al.	11-08-1983	
	A2	4,458,066		Marvin H. CARUTHERS et al.	07-03-1984	
	A3	4,542,225		Walter A. BLATTLER et al.	09-17-1985	
	A4	4,545,985		Ira PASTAN et al.	10-08-1985	
	A5	4,569,789		Walter A. BLATTLER et al.	02-11-1986	
	A6	4,589,071		Sigeaki YAMAMURO et al.	05-13-1986	
	A7	4,618,492		Walter A. BLATTLER et al.	10-21-1986	
	A8	4,625,014		Peter D. SENTER et al.	11-25-1986	
	A9	4,659,839		Robert A. NICOLOTTI et al.	04-21-1987	
	A10	4,671,958		John D. RODWELL et al.	06-09-1987	
	A11	4,673,641		Henry J. GEORGE et al.	06-16-1987	
	A12	4,680,338		Boby M. SUNDORO	07-14-1987	
	A13	4,699,784		Lisa B. SHIH et al.	10-13-1987	
	A14	4,816,567		Shmuel CABILLY et al.	03-28-1989	
	A15	4,894,443		Lawrence I. GREENFIELD et al.	01-16-1990	
	A16	5,559,212		Wojciech J. ARDELT	09-24-1996	
	A17	5,840,840		Susanna M. RYBAK et al.	11-24-1998	
	A18	5,995,073		Hironobu ISAMI et al.	11-30-1999	
	A19	6,083,477		David M. GOLDENBERG	07-04-2000	

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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A20	EP	0 173 494	A2	THE BOARD OF TRUSTEES OF THE LELAND STANFORD JUNIOR UNIVERSITY	03-05-1986		
	A21	EP	0 188 256	B1	NEORx	07-23-1986		
	A22	WO	87/02671	A1	INTERNATIONAL GENETIC ENGINEERING, INC.	05-07-1987		
	A23	WO	88/09344	A1	CREATIVE BIOMOLECULES, INC.	12-01-1988		
	A24	WO	97/02588	A1	LAM RESEARCH CORPORATION	01-23-1997		
	A25	WO	97/38112	A1	THE UNITED STATES OF AMERICA	10-16-1997		
	A26	WO	98/41641	A1	THE GOVERNMENT OF THE UNITED STATES	09-24-1998		

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Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449B/PTO

## Date Submitted: August 13, 2002

*(use as many sheets as necessary)*

Sheet	2	of	2
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**Complete if Known**

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<b>First Named Inventor</b>	Susanna M. RYBAK
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<b>Examiner Name</b>	Unknown
<b>Attorney Docket Number</b>	018733-1059

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## OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

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